1 2 3 4 5 UNITED STATES DISTRICT COURT 6 DISTRICT OF NEVADA 7 * * * 8 UNITED STATES OF AMERICA, 9 Plaintiff, 10 v. 3:10-CV-0278-ECR-WCG 11 \$73,090.00 IN UNITED STATES CURRENCY, 12 JUDGMENT OF FORFEITURE Defendant. 13 BARRY MARTIN McKINNEY, 14 Claimant. 15 16 17 On May 11, 2010, a verified complaint was filed by the United States against the defendant 18 currency (hereinafter "currency") seeking forfeiture in rem of the designated defendant currency. The 19 complaint alleges that the defendant currency is property which constitutes proceeds traceable to the 20 exchange of controlled substances in violation of the Controlled Substances Act, or is property 21 furnished or intended to be furnished by a person in exchange for a controlled substance or listed 22 chemical in violation of the Controlled Substances Act, and as such is subject to forfeiture to the 23 United States of America pursuant to 21 U.S.C., §881(a)(6). 24 It appearing: 25 That process was fully issued in this action and returned according to law; 26

That pursuant to order issued in this action, notice of the action was published as required by

That claimant Barry Martin McKinney and plaintiff United States have submitted a stipulation for entry of judgment of forfeiture;

That no other person or entity has filed or presented a claim to any portion of the defendant currency and the time for filing or presenting such claims has expired;

NOW, THEREFORE, in accordance with the stipulation of all interested parties for entry of a judgment of forfeiture, it is hereby ORDERED, ADJUDGED, AND DECREED that Judgment of Forfeiture is entered against the sum of \$60,000.00 IN UNITED STATES CURRENCY, and against all persons and/or entities, if any, having an interest in such amount of the defendant currency, and that said amount of the defendant property (\$60,000.00) be, and the same is, hereby forfeited to the United States of America and no right, title, or interest in the defendant property shall exist in any other person or entity.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, in accordance with the stipulation of all interested parties, that the sum of \$13,090.00, less any sums required to be offset by federal law, shall be returned to claimant Barry Martin McKinney free and clear of the forfeiture claims of the United States advanced herein.

DATED: January 11, 2012.

UNITED STATES DISTRICT HIDGE